IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE A.K.BASHEER

WEDNESDAY, THE 7TH NOVEMBER 2007 / 16TH KARTHIKA 1929

MACA.No. 1976 of 2007

OPMV.2019/2000 of MOTOR ACCIDENT CLAIMS TRIBUNAL, THRISSUR
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APPELLANTS/PETITIONERS

1. KANAKAM BALACHANDRAN,
W/O LATE BALACHANDRAN, THAILOTHU VEEDU,
KOMBATHUKADAVIL PUTHENCHIRA P.O., THRISSUR.

2. KAVITHA BALACHANDRAN, D/O LATE
BALACHANDRAN, THAILOTHU VEEDU,
KOMBATHUKADAVIL PUTHENCHIRA P.O., THRISSUR.

BY ADV. SRI.MANU MOHAN
SRI.DAVIS J.CHIRAMEL

RESPONDENTS: RESPONDENTS

1. O.J.VARGHESE, S/O JOSE,
OLAKKERYAL HOUSE, VENGIDANGU P.O.,
THRISSUR.

2. E.J.CLEETUS, PROPRIETOR,
PARAGON TRADERS, SOUTH BAZAR, THRISSUR.

3. M/S NEW INDIA ASSURANCE CO. LTD.,
BRANCH OFFICE, IIND FLOOR,
KOLLANUR BUILDINGS, PALACE ROAD,
THRISSUR.

BY

THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING COME UP FOR ADMISSION ON 07/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.S.RADHAKRISHNAN & A.K.BASHEER, JJ.

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M.A.C.A.No.1976 OF 2007

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Dated this the 7th day of November, 2007

JUDGMENT

Radhakrishnan, J

Claimants are the appellants in this appeal. The question that has come up for consideration is whether the amount awarded by the Tribunal is just and proper. The appellants claimed Rs.4,50,000/- as compensation. Tribunal awarded Rs.3,22,000/-. Tribunal awarded Rs.6,000/- towards funeral and transportation expenses, Rs.1,76,000/- towards loss of dependency, Rs.25,000/- towards compensation for pain and suffering and Rs.15,000/- towards compensation for loss of consortium to the second petitioner.

Considering the entire facts and circumstances of the case, we are of the view that the award passed by the Tribunal is just and proper. We are not inclined to interfere with the award passed by the Tribunal. This appeal is therefore dismissed.

K.S.RADHAKRISHNAN, JUDGE

A.K.BASHEER, JUDGE

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